



Corres. and Mail

**BOX AF**

**RECEIVED**

SEP 06 2001

TECH CENTER 1600/2900

PATENT

Customer No. 22,852

Attorney Docket No. 2405.0167

**NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:

Mads Liendgaard Vigh et al.

Application No.: 09/255,655

Filed: February 23, 1999

For: USE OF D-TAGATOSE AS A  
PREBIOTIC FOOD  
COMPONENT

)  
)  
) Group Art Unit: 1623  
)  
) Examiner: H. Owens, Jr.  
)  
)  
)  
)  
)  
)

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated June 6, 2001 of the Examiner.

The item(s) checked below are appropriate:

1. ☐ A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
2. ☐ A Petition for extension of time to further extend the period for response to [Date] is enclosed together with a fee of \$[Fee].
3. ☒ The Appeal Fee of \$310.00 (or \$155.00 if by small entity)  
☒ is enclosed or ☐ is to be charged to Deposit Account No. 06-0916
4. ☒ A check for \$310.00 to cover the above fees is enclosed.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

LAW OFFICES  
FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N.W.  
WASHINGTON, DC 20005  
202-408-4000

09/06/2001 GTEFFERA 00000136 09255655

01 FC:119

310.00 GP

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 5, 2001

By: Charles E. Van Horn  
Charles E. Van Horn  
Reg. No. 40,266

Post Office Address (to  
which correspondence is  
to be sent)

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
1300 I Street, N.W.  
Washington, D.C. 20005  
(202) 408-4000

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N. W.  
WASHINGTON, DC 20005  
202-408-4000